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STATE OF NEW JERSEY  
DEPARTMENT OF LAW AND PUBLIC  
SAFETY  
DIVISION OF CONSUMER AFFAIRS  
STATE BOARD OF DENTISTRY

In the Matter of the Suspension)  
or Revocation of the License of )

Administrative Action

DAVID I. KALTER, D.M.D. )

AMENDMENT TO MONITORING  
ORDER

To practice Dentistry in the )  
State of New Jersey )

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This matter was opened to the New Jersey State Board of Dentistry ("Board") upon receipt of an Application for Modification of Board Orders of September 28, 1994 and October 14, 1994. Said application was filed by Pamela Mandel, Esq., counsel for the respondent, supported by reports from Sidney N. Millstein, D.D.S. (a colleague), Michael Salazar, Psy.D. (therapist), Frederick Rotgers, Psy.D. (NJDA Chemical Dependency Program), Raymond F. Hanbury, Jr., Ph.D. (Board appointed psychologist), and AA/NA meeting list documentation.

The Board considered the entire record in this matter at its meeting of February 7, 1996 including the recent reports of the professionals involved in Dr. Kalter's recovery program. The Board finding that good cause exists for the entry of the within Order,

IT IS ON THIS 16<sup>th</sup> DAY OF Feb. , 1996,

HEREBY ORDERED THAT:

1. Respondent shall have his urine monitored under the supervision of the CDP on a random, unannounced basis, thirty (30) times in the six (6) month period commencing on the entry date of this Order and, thereafter, if all urine tests have been negative, the urine monitoring shall be reduced to fifteen (15) times in the next six (6) month period. Thereafter, if all urine tests have been negative, urine monitoring shall automatically terminate one (1) year from the entry date of this Order. All specimens must be taken randomly, and none may be taken at Dr. Kalter's local International Doctors AA meetings.

2. Respondent shall be required to place a telephone call to Agnes Clarke, Executive Director of the Board, on the Monday of any week when he has not been called by or has not in fact provided to the NJDA Chemical Dependency Program a urine sample during the immediately preceding fourteen (14) days. Further, respondent shall advise Agnes Clarke immediately in the event he is notified by the Chemical Dependency Program that a urine test will not be made for a period of seven (7) days or longer for any reason whatsoever including, but not limited to, vacations, office closures, or illness. Upon direction from Agnes Clarke, respondent shall be required to report to a urine testing facility within twenty-four (24) hours or by the close of the next business day. Respondent shall be responsible for any costs associated with such independent urine test.

3. Respondent shall attend support groups, including the impaired professionals group and AA/NA, at a frequency of no less than two (2) times per week for a period of one (1) year from the entry date of this Order, and thereafter, the frequency shall be reduced to one (1) time each week for one (1) year, and thereafter, the requirement for attendance at meetings shall automatically terminate at the end of two (2) years.

4. Respondent shall be permitted to prescribed controlled dangerous substances commencing upon the entry date of the within Order in accordance with the following terms and conditions:

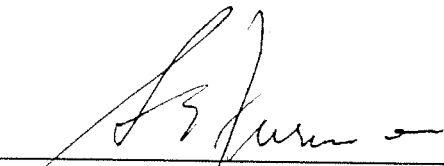
(a) Respondent shall obtain and exclusively employ prescription pads which provide triplicate copies of each prescription and which are consecutively numbered.

(b) Respondent shall provide the original of the prescription to the patient, he shall place one (1) copy in the patient's chart, and he shall submit one (1) copy of all prescriptions to the Board on a monthly basis. He shall be required to account for each consecutive number regardless of whether the particular prescription was voided or not used for any purpose whatsoever. Further, respondent also shall submit with each prescription for a controlled dangerous substance a copy of the patient's treatment record in order to confirm the need for the prescription.

(c) Respondent shall submit copies of these prescriptions in consecutive order accompanied by patient records

when required no later than the fifth day of each month for all prescriptions written in the previous month. These shall be submitted to Agnes Clarke, Executive Director of the Board, at 124 Halsey Street, Sixth Floor, Newark, New Jersey 07102, so that they may be reviewed and monitored by the Board.

5. All other terms and conditions of the Board Orders of September 28, 1994 and October 14, 1994 that are not inconsistent with the within Order shall continue in full force and effect.



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SAMUEL E. FURMAN, D.D.S.  
PRESIDENT  
STATE BOARD OF DENTISTRY